

MELINDA HAAG (CABN 132612)  
United States Attorney

J. DOUGLAS WILSON (DCBN 412811)  
Acting Criminal Chief

NATHANAEL M. COUSINS (CABN 177944)  
Assistant United States Attorney

150 Almaden Blvd., Suite 900  
San Jose, California 95113  
Telephone: (408) 535-5061  
Facsimile: (408) 535-5066  
E-Mails: [nat.cousins@usdoj.gov](mailto:nat.cousins@usdoj.gov)

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA, )

Nos. CR 10-00344 JF  
and CR 09-00586 JF  
[ordered related]

v. )

REYNALDO PEDREGON, JR., )

Defendant. )

**STIPULATION TO CONTINUE  
STATUS HEARING FROM  
DECEMBER 2, 2010 TO  
DECEMBER 16, 2010, AND TO  
EXCLUDE TIME UNDER SPEEDY  
TRIAL ACT; [proposed] ORDER**

The parties agree to continue the status conference scheduled for December 2, 2010, at 9:00 a.m., to December 16, 2010, 9:00 a.m. or any later available date, so that defendant's counsel may be present and prepared for the status conference. The parties also agree to exclude time under the Speedy Trial Act from December 2 to December 16 for the reasons that follow. A proposed order follows.

The reason for the proposed continuance is that defendant's counsel, Assistant Federal Public Defender Manuel Araujo will be unavailable to meet with his client between now and approximately December 16 due to health reasons.

In these related cases, defendant Pedregon is charged by indictment with possession with intent to distribute methamphetamine (CR 10-00344) and with violating the terms of his supervised release (CR 09-00586). There is no trial date set.

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The parties agree that denying the request to exclude time under the Speedy Trial Act would deny counsel for the defense the reasonable time necessary for effective preparation and continuity of counsel, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). Furthermore, the parties agree that the ends of justice served by the granting of the continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

Respectfully submitted,

MELINDA HAAG  
United States Attorney,  
Northern District of California

Dated: November 24, 2010

/s/ Nat Cousins  
NATHANAEL M. COUSINS  
Assistant United States Attorney

**AGREED**

/s/  
AFPD Manuel Araujo  
Counsel for Defendant

**[proposed] ORDER**

The Stipulation is GRANTED and this matter is continued from December 2 to December 16, 2010, at 9:00 a.m. The Court further orders time excluded under the Speedy Trial Act from December 2 to 16 under 18 U.S.C. § 3161(h)(7)(B)(iv) on the basis that denying the request would deny counsel for the defense the reasonable time necessary for effective preparation and continuity of counsel, taking into account the exercise of due diligence. In addition, the Court finds that the ends of justice served by the granting of the continuance outweigh the best interests of the public and the defendants in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

Dated: 11/30, 2010

  
HON. JEREMY FOGEL  
UNITED STATES DISTRICT COURT JUDGE

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